IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

MONDAY, THE 8TH JANUARY 2007 / 18TH PAUSHA 1928

WP(C).No. 30886 of 2006(B)

PETITIONER:

K.M.VILASINI,
PART TIME CASUAL SWEEPER, KRISHI BHAVAN,
THENHIPPALAM, PARAMBILPEEDIKA P.O.,
MALAPPURAM DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT,
DEPARTMENT OF AGRICULTURE,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF AGRICULTURE,
VIKAS BHAVAN, THIRUVANANTHAPURAM.

3. THE PRINCIPAL AGRICULTURAL OFFICER,
MALAPPURAM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/01/2007, ALONG WITH WPC NO. 30923 OF 2006 AND WPC NO. 30931 OF 2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NOs.30886, 30923 & 30931 of 2006

Dated this the 8th day of January, 2007

JUDGMENT

All these petitioners have a common grievance and therefore, these writ petitions are disposed of by a common judgment.

2. The main relief prayed for in W.P.(C) 30886/2006 and 30923/2006 is for a direction to the respondents to pay arrears of salary to the petitioners as calculated at the rate of Rs.1250/= per month. All the petitioners have prayed for a direction to the respondents to regularise them in service in terms of G.O.(P) No.501/2005 dated 25.11.2005.

3. Learned Government pleader, on instructions, submits that the matter is under the consideration of the Government and decision will be taken as expeditiously as possible.

4. As per the provisions contained in G.O.(P)No.501/2005 dated 25.11.2005, Government is the competent authority to create or sanction regular posts of part time sweepers and pass orders regularising them in service. As regards the part time employees who were in service and entitled to get the basic pay of Rs.1250/=, it is provided in G.O. dated 25.11.2005 that they will continue to get emoluments at the same rate, even if on recalculation of the sweeping

area alloted to such part time sweepers, the same is found to be less than the area measured in the first instance. In the circumstances, the grievance of the petitioners will have to be taken into account by the Government and early decision taken and communicated to the petitioners. Ordered accordingly. This shall be done within two months from the date of receipt of a copy of the judgment by the petitioners before the Government.

K.K.DENESAN, JUDGE

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